

## PATENT

## REMARKS

Claims 1-7 are pending in the present application. In the above amendments, claims 1, 4 and 5 have been amended. Applicant respectfully responds to this Office Action.

*Claim Rejections – 35 USC § 102*

Claims 1-7 are rejected as being allegedly anticipated by Lim (U.S. Patent No. 6,349,224 B1). Applicants respectfully traverse this rejection.

Applicants respectfully submit that Lim does not disclose all claimed limitations. Specifically, Lim does not disclose (1) determining an identification code associated with a second wireless communication device, (2) determining if said second wireless communication device is operating within the same wireless communication system that the first wireless communication device is operating in, and/or (3) routing an asynchronous data communication to said second wireless communication device with or without the use of a modem based on the result of the determinations in (1) and (2). Lim does not disclose a system for providing asynchronous data communication based on whether or not the originating and target devices are within the same system or network.

Applicants respectfully submit that Lim only discloses two disjoint schemes of communications, i.e., "[d]ata communication between a mobile terminal . . . and a wire data communication network, such as a PSTN . . . , has been done using IWU (Internetworking Unit)," (Col. 1, lines 15-20, as part of discussion of the prior art) and "a mobile-to-mobile wireless data communication in PCS . . . which allows a direct communication without occupying an IWU," (Col. 3, lines 8-12, as the invention of Lim), with no regards to where the target device is operating or located with respect to the originating device. Lim does not disclose a system or a method capable of selectively providing one of the two communication schemes, and consequently is not concerned with the determination of which one of the above two communication schemes should be employed based on whether or not the originating and target devices are within the same system or network.

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**REQUEST FOR ALLOWANCE**

In view of the foregoing, Applicant submits that all pending claims in the application are patentable. Accordingly, reconsideration and allowance of this application are earnestly solicited. Should any issues remain unresolved, the Examiner is encouraged to telephone the undersigned at the number provided below.

Respectfully submitted,

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